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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

On October 24, 2008, Defendant Mascon, Inc. filed an ex parte application to modify the claims construction scheduling order filed on August 27, 2008. On October 28, 2008, Plaintiff Pulse Engineering, Inc. filed an opposition. After a review of the papers, the Court does not find good cause to modify the scheduling order. However, the Court will grant Defendant a one week extension until **November 5, 2008** to file its Preliminary Invalidity Contentions. All other dates in the Claims Construction Scheduling Order filed on August 27, 2008 shall remain unchanged.

IT IS SO ORDERED.

DATED: October 28, 2008

Hon. Anthony J. Battaglia
U.S. Magistrate Judge
United States District Court